

## NURSING BOARD[655]

### Adopted and Filed

#### **Rule making related to removal of licensure sanctions for nonpayment of student debt**

The Board of Nursing hereby amends Chapter 17, “Nonpayment of Child Support, Student Loan, or State Debt,” Iowa Administrative Code.

#### *Legal Authority for Rule Making*

This rule making is adopted under the authority provided in Iowa Code sections 17A.3 and 272C.4 as amended by 2019 Iowa Acts, Senate File 304.

#### *State or Federal Law Implemented*

This rule making implements, in whole or in part, Iowa Code section 272C.4(10) as amended by 2019 Iowa Acts, Senate File 304.

#### *Purpose and Summary*

2019 Iowa Acts, Senate File 304, amends Iowa Code section 272C.4 and removes the requirement that licensing boards impose discipline against a licensee who has defaulted on repayment or service obligation under any federal or state educational loan or service-conditional scholarship program. This rule making rescinds the rules in Division II of Chapter 17, which implement the prior requirement that the Board discipline a licensee for nonpayment of a student loan. This rule making also rennumbers subsequent rules accordingly.

#### *Public Comment and Changes to Rule Making*

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on August 14, 2019, as **ARC 4598C**. A public hearing was held on September 13, 2019, at 9 a.m. at the Board’s office, 400 S.W. Eighth Street, Suite B, Des Moines, Iowa. No one attended the public hearing. No public comments were received. No changes from the Notice have been made.

#### *Adoption of Rule Making*

This rule making was adopted by the Board on October 9, 2019.

#### *Fiscal Impact*

This rule making has no fiscal impact to the State of Iowa.

#### *Jobs Impact*

After analysis and review of this rule making, no impact on jobs has been found.

#### *Waivers*

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Board for a waiver of the discretionary provisions, if any, pursuant to 655—Chapter 15.

#### *Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s

meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

*Effective Date*

This rule making will become effective on December 11, 2019.

The following rule-making actions are adopted:

ITEM 1. Amend **655—Chapter 17**, title, as follows:

NONPAYMENT OF CHILD SUPPORT, ~~STUDENT LOAN~~, OR STATE DEBT

ITEM 2. Rescind **655—Chapter 17**, Division II heading.

ITEM 3. Rescind rules **655—17.4(261)** to **655—17.6(261)**.

ITEM 4. Amend **655—Chapter 17**, Division III heading, as follows:

DIVISION ~~III~~ II  
NONPAYMENT OF STATE DEBT

ITEM 5. Renumber rules **655—17.7(272D)** to **655—17.9(272D)** as **655—17.4(272D)** to **655—17.6(272D)**.

ITEM 6. Amend renumbered rule 655—17.4(272D), introductory paragraph, as follows:

**655—17.4(272D) Definitions.** The following definitions shall apply to rules ~~17.8(272D) and 17.9(272D)~~ of this chapter 655—17.5(272D) and 655—17.6(272D).

ITEM 7. Amend **655—Chapter 17**, implementation sentence, as follows:

These rules are intended to implement Iowa Code chapters 252J, ~~261~~, and 272D.

[Filed 10/16/19, effective 12/11/19]

[Published 11/6/19]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 11/6/19.